

GOVERNOR  
MARY FALLIN

INSURANCE COMMISSIONER  
JOHN D. DOAK



INSURANCE COMMISSIONER  
State of Oklahoma

December 15, 2017

Doren E. Hohl

DEC 18 2017

FARMERS INSURANCE COMPANY, INC.  
17000 W 119TH ST  
OLATHE KS 66061

SERVICE OF PROCESS

RE: CJ-17-4902  
In the District Court in TULSA  
State of Oklahoma  
KENNEY PHILLIPS  
vs  
FARMERS INSURANCE COMPANY, INC.

Dear Sir or Madam:

Enclosed is a copy of the above captioned summons  
served on the Insurance Commissioner as designated agent  
for service of process of foreign insurance companies doing  
business in the State of Oklahoma (36 O.S. section 621(B)).

Sincerely,

JOHN DOAK  
Insurance Commissioner

A large, stylized signature of "Sherry Standerfer" over a circular official seal. To the right of the signature, the words "Legal Department" are printed.

dp/enclosure

DOREN HOHL  
6301 OWENSMOUTH AVENUE  
WOODLAND HILLS CA 91367

EXHIBIT

tabbies'

2736

RECEIVED  
OKLAHOMA INSURANCE DEPARTMENT

IN THE DISTRICT COURT OF TULSA COUNTY  
STATE OF OKLAHOMA

DEC 15 2017

## Legal Division

KENNEY PHILLIPS,

Plaintiff,

W.

**FARMERS INSURANCE  
COMPANY, INC.,**

**Defendant.**

Judge

MARY F. FITZGERALD

Daren E. Hohlfeld

DEC 18 2017

## SUMMONS

**TO THE ABOVE-NAMED DEFENDANT:**

Farmers Insurance Company, Inc.  
Oklahoma Insurance Department  
Five Corporate Plaza  
3625 NW 56<sup>th</sup> Suite 100  
Oklahoma City, OK 73112-4511

PETITION

TO BE SERVED BY CERTIFIED MAIL - RETURN RECEIPT  
REQUESTED - RESTRICTED DELIVERY

Authorized by

You have been sued by the above-named plaintiff, and you are directed to file a written answer to the attached petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the plaintiff.

Unless you answer the petition within the time stated, judgment will be rendered against you with costs of the action.

Issued this 11 day of 12

**DON NEWBERRY, Court Clerk**

(SBAL)

COURT CLERK  
BY: *Sister C* DEPUTY COURT CLERK

Attorney for Plaintiff:

Anthony M. Laizure OBA No. 5170  
LAIZURE LAW, PLLC  
2120 East 15<sup>th</sup> Street  
Tulsa, OK 74104  
(918) 749-0749  
(918) 518-7250 - Facsimile

This summons was served on \_\_\_\_\_ (date of service)

Signature of person serving Summons

YOU MAY SEEK THE ADVICE OF AN ATTORNEY ON ANY MATTER CONNECTED WITH THIS SUIT OR YOUR ANSWER. SUCH ATTORNEY SHOULD BE CONSULTED IMMEDIATELY SO THAT AN ANSWER MAY BE FILED WITHIN THE TIME LIMIT STATED IN THE SUMMONS.

**CERTIFICATE OF SERVICE BY MAIL**

I certify that I mailed copies of the foregoing summons with a copy of the Petition attached to the following named defendants at the address shown by certified mail, addressee only, return receipt requested, on the \_\_\_\_\_ day of \_\_\_\_\_, 2017, and receipt thereof on the dates shown:

Defendant - Name - Address  
Farmers Insurance Company, Inc.  
Oklahoma Insurance Department  
Five Corporate Plaza  
3625 NW 56<sup>th</sup> Suite 100  
Oklahoma City, OK 73112-4511

Date Received:

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Signature of person mailing summons

**AFFIDAVIT OF SERVICE**

I, \_\_\_\_\_, the undersigned, under oath, do say that I served this summons and made the return thereon, according to law that I am duly authorized to make this affidavit so help me God.

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Signature

Subscribed to and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

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Notary Public

My Commission Expires:

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DISTRICT COURT  
FILED

IN THE DISTRICT COURT OF TULSA COUNTY  
STATE OF OKLAHOMA

DEC 11 2017

KENNEY PHILLIPS,

Plaintiff,

v.

FARMERS INSURANCE  
COMPANY, INC.,

Defendant.

DON NEWBERRY, Court Clerk  
STATE OF OKLA. TULSA COUNTY

CJ-2017-04902  
Case No.

Judge

MARY F. FITZGERALD  
Doren E. Hurn

DEC 18 2017

PETITION

SERVICE OF PROCESS

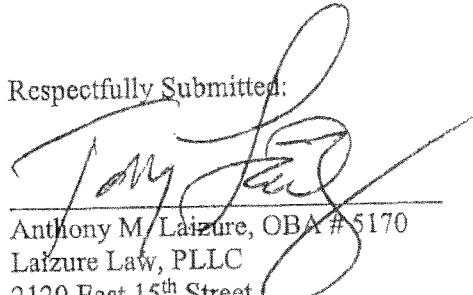
1. The Plaintiff Kenney Phillips (Mr. Phillips) lives in Tulsa County, Oklahoma.
2. The Defendant is a corporation that does business in Tulsa County, Oklahoma.
3. The Plaintiff is a named insured under policies of automobile insurance issued by the Defendant that have total limits of \$1,000,000.00 for uninsured/underinsured motorist coverage.
4. On June 10, 2015, Mr. Phillips was rear ended in a traffic collision in Tulsa County. He had injuries to his neck and back and other body parts. He has had surgery. He has incurred medical bills. He has endured physical and mental pain and suffering, loss of enjoyment of life, his injuries are permanent, his condition now is worse than it was before the collision. He may need medical treatment in the future.
5. Mr. Phillips settled with the other driver for that driver's \$100,000.00 policy limits. Mr. Phillips submitted a demand to Farmers to pay him \$1,000,000.00 "UM" benefits under the policy. Mr. Phillips provided Farmers medical records and medical bills; and offered to settle the UM claim for \$120,000.00, which is \$880,000.00 less than what Farmers owes Mr. Phillips. Mr. Phillips, a Farmers insured for more than 30 years, has had extensive neck surgery that has left Mr. Phillips to face a lifetime of pain and suffering and misery. In reality, \$1,000,000.00 is

not enough money to compensate Mr. Phillips for his pain and suffering, but since that is all Farmers has to pay, Mr. Phillips would accept that sum as a full, final and complete settlement of his UM claim arising from the wreck mentioned above.

**WHEREFORE**, Mr. Phillips requests a jury trial so that a jury in Tulsa County can tell Farmers to pay Mr. Phillips the \$1,000,000.00 it owes him.

Respectfully Submitted:

By:

  
Anthony M. Laizure, OBA #5170  
Laizure Law, PLLC  
2120 East 15<sup>th</sup> Street  
Tulsa, OK 74104  
Phone: (918)749-0749  
Fax: (918)518-7250  
E-mail: [TLaizure@LaizureLaw.com](mailto:TLaizure@LaizureLaw.com)  
*Attorney for Plaintiff*

*Attorney Lien Claimed  
Jury Trial Demanded*

IN THE DISTRICT COURT IN AND FOR TULSA COUNTY  
STATE OF OKLAHOMA

DISTRICT COURT  
**F I L E D**

KENNEY PHILLIPS, )  
vs. )  
Plaintiff, )  
vs. ) Case No. CJ-2017-4902  
FARMERS INSURANCE COMPANY, )  
INC.. ) Judge Mary Fitzgerald  
Defendant. )

JAN - 8 2018  
DON NEWBERRY, Court Clerk  
STATE OF OKLA. TULSA COUNTY

**ENTRY OF APPEARANCE**

COMES NOW the Defendant, Farmers Insurance Company, Inc., by and through its attorney of record, Robert Taylor of the firm Taylor, Ryan, Minton & Van Dalsem, P.C., and enters his appearance and waives all objections to personal jurisdiction venue, service of process, capacity of Defendant to be sued and requests twenty (20) days from answer date to answer as per 12 O. S. 2012.

Respectfully submitted,

TAYLOR, RYAN, MINTON & VAN DALSEM,  
P.C.

  
ROBERT TAYLOR- OBA # 8879  
1080 Boulder Towers  
1437 South Boulder Avenue  
Tulsa, Oklahoma 74119-3640  
(918) 749-5566 Telephone  
(918) 749-9531 Facsimile

EXHIBIT

**2**

CERTIFICATE OF MAILING

I, ROBERT TAYLOR, hereby certify that on the 8 day of January, 2018, I mailed a true and correct copy of the above and foregoing instrument with proper postage thereon fully prepaid to:

Anthony M. Laizure  
Laizure Law, PLLC  
2120 E. 15<sup>th</sup> St.  
Tulsa, OK 74104

  
\_\_\_\_\_  
ROBERT TAYLOR